

Alaska Judicial Council Recommendation

Judge Mark Rindner, Superior Court, Anchorage

I. Judicial Council Evaluation. The Alaska Judicial Council, a non-partisan citizens commission established by the Alaska Constitution, finds Judge Rindner to be *Qualified* and recommends unanimously that the public vote "YES" to retain him as a superior court judge.

II. Summary of Evaluation Information. A survey of 2,927 attorneys in Alaska rated Judge Rindner on sixteen categories that are summarized in the adjacent graph. Attorneys rated Judge Rindner 4.2 on a scale of 5 on overall judicial performance. He scored 4.0 or better in all sixteen categories.

	Attorney Survey	Peace Officer Survey	Juror Survey	Court Employee Survey	Alaska Judicial Observers
Legal Ability	4.3	---	---	---	---
Impartiality	4.2	4.5	4.9	4.4	---
Integrity	4.4	4.4	---	4.3	---
Temperament	4.1	4.5	4.9	4.0	---
Diligence	4.3	3.9	---	4.3	---
Special Skills	4.2	4.6	---	---	---
Overall	4.2	4.3	4.9	4.4	3.6

Ratings are based on a one to five scale. Five is the best rating and three is "acceptable."

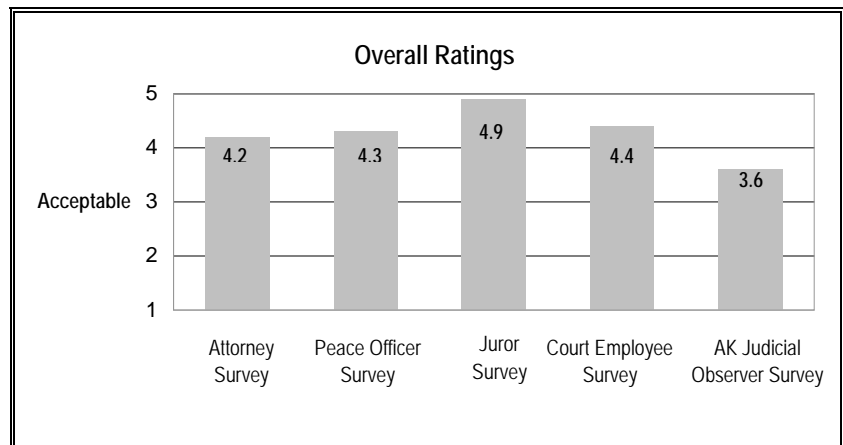
Rating Scale

- 5.0 = Excellent
- 4.0 = Good
- 3.0 = Acceptable
- 2.0 = Deficient
- 1.0 = Poor

A survey of 1,495 peace and probation officers in Alaska rated Judge Rindner on twelve categories that are summarized in the adjacent graph. Peace and probation officers rated Judge Rindner 4.3 on a scale of 5 on overall judicial performance. He scored 3.8 or better in all twelve categories.

A survey of jurors appearing before Judge Rindner in 2002 and 2003 rated him 4.9 on a scale of 5 on overall performance. A survey of all court employees rated him 4.4 on a scale of 5 on overall performance. The Alaska Judicial Observers, independent community-based volunteer court observers, gave Judge Rindner a 3.6 overall rating on a scale of 5.

The Council also completed a background investigation including a court records check, a disciplinary records check, a review of conflict of interest statements submitted to the court system and a review of financial disclosure statements submitted to the Alaska Public Offices Commission. Attorneys, peace officers, court employees and jurors were asked to submit written comments about the judge. The Council actively encouraged the public to comment, both in writing and in a statewide public hearing teleconference.



Recommendation: Vote "YES" to retain Judge Mark Rindner

Contact the Judicial Council at 1029 W. 3rd, Suite 201, Anchorage, AK 99501 (telephone: (907) 279-2526) for more detailed information, or review the information on our Internet site at:

www.ajc.state.ak.us



alaska judicial council

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Trial Judge 2004 Candidates for Judicial Retention

November 10, 2003

Mark Rindner	Superior Court – Anchorage
Name	Court

1. Describe your workload during your present term.

a) <u>95</u> % Civil Cases	b) <u>*</u> # of trials/year
<u>2</u> % Criminal Cases	<u>5</u> # Administrative Appeals
<u>3</u> % Court Administrative	
100 % Total	

*5-6 Jury Trials

125 (estimated) Non-Jury Trials including CINA, domestic and other civil

2. Please describe your participation on court/Bar committees or other administrative activities during your current term of office.
- (a) Judge assigned to Family Care Court (Therapeutic Court)
 - (b) Member, Civil Rules Committee
 - (c) Member, Bar Association Pro Bono Committee
 - (d) Member, Fairness and Access Committee. (Formerly Chair of Access to Justice Committee, which was "rolled into" Fairness & Access Committee)
 - (e) Member Therapeutic Courts Committee
3. On a separate sheet of paper please assess, in one or two paragraphs, your judicial performance during your present term. Appropriate areas of comment could include: satisfaction with your judicial role, specific contributions to the judiciary or the field of law, increases in legal knowledge and judicial skills, or other measures of judicial abilities that you believe to be important.

3. I think being a judge is the best job I have ever had. I work harder than I did in private practice because of this. I am told I have a good reputation as a judge and the little feedback I have received – from jurors to whom I send post trial questionnaires; from the mid-term survey results from the Judicial Council; and from a low judicial preempt rate – seems to reflect this.

The things I have done of which I am most proud, include my work as the Therapeutic Family Care Court Judge and my handling of the Redistricting Case in 2001-2002. I believe I am developing an expertise in CINA cases and am a good settlement judge. I also am proud of my willingness to help out where needed in the Court system. I regularly take grand jury returns when needed and recently swore in a new grand jury. I do settlement conferences in the cases of other judges and cover their caseloads when they are on leave. I volunteer two weeks each year for a travel calendar. Last year I tried a criminal case in Kodiak as part of the travel calendar and also tried a civil case (three weeks) in Kenai due to Judge Link's death. I also regularly participate in Law Day activities having presided over a Fourth Grade class' trial of Goldilocks the last two years.

4. During your most recent term as a judge, have you:

- a) had a tax lien filed or other collection procedure instituted against you by federal, state, or local authorities? Yes _____ No x.

- b) been involved in a nonjudicial capacity in any legal proceeding whether as a party or otherwise? Yes _____ No x.

- c) engaged in the practice of law (other than as a judge)? Yes _____ No x.

- d) held office in any political party? Yes _____ No x.

- e) held any other local state or federal office? Yes _____ No x.

If your answer to any of the questions above is "yes," please give full details, including dates, facts, case numbers and outcomes.

Please provide any other information which you believe would assist the Council in conducting its evaluations and in preparing its recommendations for the 2002 retention elections.

In addition to carrying a full caseload I run the Therapeutic Family Care Court. This takes up every Tuesday afternoon plus additional time outside of Court to deal with organizational issues related to this Court. During 2004 I will attend 3 weeks of training in the Lower 48 regarding this Court. This training will allow the Court to become eligible for federal grants.

5. Please list the names and case numbers of the three most recent jury cases tried before you, identify the attorneys involved, and show their current addresses. (Attach additional pages if necessary.)

	<i>Name of Case</i>	<i>Case Number</i>
1	Ortega vs. Ketchum	3AN-01-7061 CI

Attorneys Involved

Name: George Kapolchok
Address: 1215 W. 8th
Anchorage, AK 99501

Name: James Powell
Address: 550 W. 7th, Suite 1100
Anchorage, AK 99501

Name: _____
Address: _____

Name: _____
Address: _____

	<i>Name of Case</i>	<i>Case Number</i>
2	Orien vs. Cruz	3AN-02-3731 CI

Attorneys Involved

Name: Ronald Offret
Address: 733 W. 4th Ave, Suite 206
Anchorage, AK 99501

Name: Michael Hanson
Address: 310 K Street, Suite 306
Anchorage, AK 99501

Name: _____
Address: _____

Name: _____
Address: _____

	<i>Name of Case</i>	<i>Case Number</i>
3	Shriver vs. Pierce	3AN-01-12171 CI

Attorneys Involved

Name: Richard Haggert
Address: 2525 C Street, Suite 420
Anchorage, AK 99503

Name: Wayne Watson
Address: 310 K Street, Suite 306
Anchorage, AK 99501

Name: _____
Address: _____

Name: _____
Address: _____

6. Please list the names and case numbers of the three most recent non-jury cases tried before you, identify the attorneys involved, and show their current addresses. (Attach additional pages if necessary.)

<i>Name of Case</i>	<i>Case Number</i>
1 ITMO W.M.	3AN-93-374 CP

Attorneys Involved

Name: Dave Bauer - AAG
Address: 1031 W. 4th, Suite 200
Anchorage, AK 99501

Name: Chad Holt
Address: 750 W. 2nd Ave, Suite 104
Anchorage, AK 99501

Name: Ben Summitt - PD
Address: 900 W. 5th Ave, Suite 200
Anchorage, AK 99501

Name: Tribe - Peggy Akeya
Address: PO Box 34
Savoonga, AK 99769

<i>Name of Case</i>	<i>Case Number</i>
2 Sonshine JV v. Buza	3AN-01-5511 CI

Attorneys Involved

Name: Charles Evans
Address: 8401 Brayton Dr, Suite 123
Anchorage, AK 99507

Name: Tonya Woelber
Address: 2525 C Street, Suite 420
Anchorage, AK 99503

Name: Jim Christie
Address: 3150 C Street, Suite 250
Anchorage, AK 99503

Name: _____
Address: _____

<i>Name of Case</i>	<i>Case Number</i>
3 Corley vs. Corley	3AN-03-4111 CI

Attorneys Involved

Name: Justin Eschbacher
Address: 718 Barrow Street
Anchorage, AK 99501

Name: _____
Address: _____

Name: Dave Houston
Address: 517 W. Northern Lights
Anchorage, AK 99503

Name: _____
Address: _____

7. Please list the names and case numbers of the three most recent cases which did not go to trial, but on which you did significant work (such as settlement conference, hearings, motion work, etc.), identify the attorneys involved, and show their current addresses. (Attach additional pages if necessary.)

1

Name of Case
Elliott vs. Nationwide

Case Number
3AN-96-10090 CI

Attorneys Involved

Name: Paul Dillon
Address: 350 N. Franklin St.
Juneau, AK 99801

Name: Ray Brown
Address: 510 L Street, Suite 603
Anchorage, AK 99501

Name: Daniel Quinn
Address: 360 K Street, Suite 200
Anchorage, AK 99501

Name: _____
Address: _____

2

Name of Case
Green Party v. SOA

Case Number
3AN-02-10451 CI

Attorneys Involved

Name: Kevin Morford
Address: Box 672263
Chugiak, AK 99567

Name: _____
Address: _____

Name: Sarah Felix - AAG
Address: Box 110300
Juneau, AK 99811

Name: _____
Address: _____

3

Name of Case
Trust the People v. Lemar

Case Number
3AN-03-12217 CI

Attorneys Involved

Name: Peter Aschenbrenner
Address: PO Box 73998
Anchorage, AK 99707

Name: Peter Giannini
Address: Box 210350
Anchorage, AK 99521

Name: David Jones - AAG
Address: 1031 W. 4th Ave, Suite 200
Anchorage, AK 99501

Name: _____
Address: _____

8. If you deem it helpful to the Council, please list the name, case number and attorneys' names and current addresses of any other cases during your judicial career in which you believe your work was particularly noteworthy. (Attach additional pages if necessary.)

1

Name of Case
In Re: Redistricting Cases

Case Number
3AN-01-8914 CI

Attorneys Involved

Name: See Attached

Address: _____

Name: _____

Address: _____

Name: _____

Address: _____

Name: _____

Address: _____

2

Name of Case

Case Number

Attorneys Involved

Name: _____

Address: _____

Name: _____

Address: _____

Name: _____

Address: _____

Name: _____

Address: _____

3

Name of Case

Case Number

Attorneys Involved

Name: _____

Address: _____

Name: _____

Address: _____

Name: _____

Address: _____

Name: _____

Address: _____

James L. Baldwin AG PO Box 110300 Juneau, AK 99811 Phone: 907-465-3600 Fax: 907-465-2520	Joseph Levesque 550 West 7 th Ave, Suite 1850 Anchorage, AK 99501 Phone: 222-7100 Fax: 222-7198
Bob Blasco 801 West 10 th Street, Ste. 300 Juneau, AK 99801 Phone: 907-586-3340 Fax: 907-586-6818	Myra Munson 318 Fourth Street Juneau, AK 99801 Phone: 907-586-5880 Fax: 907-586-5883
Charlie Cole 406 Cushman Street Fairbanks, AK 99701 Phone: 907-452-1124 Fax: 907-456-2523	Kyle W. Parker 1031 West 4 th Avenue, Suite 504 Anchorage, AK 99501 Phone: 277-4900 Fax: 277-4117
Benjamin Ginsberg 2550 "M" Street, NW Washington, DC 20036	Jonathan Rubini 1007 W. 3 rd Avenue, Suite 100 Anchorage, AK 99501 Phone: 222-7100 Fax: 222-7198
Matthew Stowe 2550 "M" Street, NW Washington, DC 20036	Douglas J. Serdahely 1031 West 4 th Avenue, Suite 504 Anchorage, AK 99501 Phone: 263-6310 Fax: 277-4117
Kenneth P. Eggers 3201 C Street, Suite 400 Anchorage, AK 99503 Phone: 562-6474 Fax: 562-6044	Bill Walker 550 West 7 th Avenue, Suite 1850 Anchorage, AK 99501 Phone: 278-7000 Fax: 278-7001
Jeffrey Feldman 500 L Street, Suite 400 Anchorage, AK 99501 Phone: 272-3538 Fax: 274-0819	Michael Walleri 3030 Wendell Street, Suite C Fairbanks, AK 99701 Phone: 907-452-4716 Fax: 907-452-4725
Ken Jacobus 425 G Street, Ste 920 Anchorage, AK 99501 Phone: 277-3333 Fax: 278-4848	Stephen Williams 500 L Street, Suite 400 Anchorage, AK 99501 Phone: 272-3538 Fax: 274-0819
Tom Klinkner 1127 West 7 th Avenue Anchorage, AK 99501 Phone: 276-1550 Fax: 276-3680	Philip Volland 825 W. 4 th Ave Anchorage, AK 99501 Phone: 264-0406 Fax: 264-0504

G. SUPERIOR COURT JUDGE MARK RINDNER

1. ALASKA BAR ASSOCIATION

Demographic Description of all Alaska Bar Association Respondents (N=414)

a. <u>Type of Practice:</u>	Private, solo	20.8%
	Private, office of 2-5 attorneys	24.2%
	Private, office of 6 or more attorneys	22.7%
	Private corporate employee	1.9%
	State judge or judicial officer	7.0%
	Government	16.7%
	Public service agency or organization	2.4%
	Other	1.0%
	No Answer	3.4%
b. <u>Years of Experience:</u>	5 Years or fewer	8.0%
	6-10 Years	10.9%
	11-15 Years	11.4%
	16-20 Years	20.8%
	21 Years or more	45.4%
	No Answer	3.6%
c. <u>Gender:</u>	Male	67.1%
	Female	30.0%
	No Answer	2.9%
d. <u>Cases Handled:</u>	Prosecution	1.9%
	Mainly criminal	4.1%
	Mixed criminal and civil	18.6%
	Mainly civil	69.3%
	Other	2.4%
	No Answer	3.6%
e. <u>Location of Practice:</u>	First District	3.9%
	Second District	1.0%
	Third District	88.2%
	Fourth District	2.2%
	Outside Alaska	1.4%
	No Answer	3.4%

Summary of Findings:

Judge Mark Rindner was evaluated by 382 Alaska Bar Association members who reported having direct professional experience with this judge. Of these 382 respondents, 173 (45.3%) had substantial and recent experience, 77 (20.2%) had moderate experience, 71 (18.6%) had limited experience, and 61 (16.0%) did not indicate level of experience. The mean score on the overall evaluation item was 4.2. The highest mean scores were obtained on *legal and factual analysis* (4.3), *knowledge of substantive law* (4.3), *knowledge of evidence and procedure* (4.3), *makes decisions without regard to possible public criticism* (4.3), *willingness to work diligently; preparation for hearings* (4.3), *ability to control courtroom* (4.3), and *talent and ability for cases involving children and families* (4.3). The lowest mean score was obtained on *courtesy, freedom from arrogance* (4.0). Details are presented in the two tables that follow.

**Evaluation of Superior Court Judge Mark Rindner:
Alaska Bar Association Members**

	<i>Poor</i>		<i>Deficient</i>		<i>Acceptable</i>		<i>Good</i>		<i>Excellent</i>		<i>Mean</i>
	<i>Num</i>	<i>%</i>	<i>Num</i>	<i>%</i>	<i>Num</i>	<i>%</i>	<i>Num</i>	<i>%</i>	<i>Num</i>	<i>%</i>	
Legal Ability											
Legal and factual analysis	5	1.3	15	4.0	36	9.5	132	34.9	190	50.3	4.3
Knowledge of substantive law	5	1.4	12	3.3	33	9.0	140	38.4	175	47.9	4.3
Knowledge of evidence and procedure	6	1.7	6	1.7	33	9.2	144	40.0	171	47.5	4.3
Impartiality											
Equal treatment of all parties	8	2.1	17	4.5	49	13	127	33.7	176	46.7	4.2
Sense of basic fairness and justice	6	1.6	16	4.3	45	12.2	124	33.5	179	48.4	4.2
Integrity											
Conduct free from impropriety or appearance of impropriety	5	1.4	9	2.4	41	11.1	109	29.6	204	55.4	4.4
Makes decisions without regard to possible public criticism	5	1.4	12	3.5	33	9.5	108	31.1	189	54.5	4.3
Judicial Temperament											
Courtesy, freedom from arrogance	16	4.2	20	5.3	68	18.0	112	29.7	161	42.7	4.0
Human understanding and compassion	5	1.4	16	4.4	69	19.0	120	33.0	154	42.3	4.1
Diligence											
Reasonable promptness in making decisions	5	1.4	8	2.3	53	15.1	118	33.5	168	47.7	4.2
Willingness to work diligently; preparation for hearings	6	1.7	3	0.8	43	12.2	118	33.4	183	51.8	4.3
Special Skills											
Ability to control courtroom	4	1.2	5	1.5	44	13.4	107	32.6	168	51.2	4.3
Settlement skills	6	2.7	7	3.1	36	16.1	80	35.9	94	42.2	4.1
Consideration of all relevant factors in sentencing	4	3.3	2	1.7	16	13.3	34	28.3	64	53.3	4.3
Talent and ability for cases involving children and families	6	3.3	4	2.2	29	16.0	52	28.7	90	49.7	4.2
Overall Evaluation											
Overall evaluation of judge	7	1.9	12	3.2	45	12.1	139	37.4	169	45.4	4.2

NOTE: Results are based on respondents who reported having direct professional experience with this judge.

**Ratings on the “Overall Evaluation” Item for Superior Court Judge Mark Rindner:
Alaska Bar Association Members**

	Total		Poor	Deficient	Acceptable	Good	Excellent
<i>Demographics</i>	<i>n</i>	<i>Mean</i>	<i>%</i>	<i>%</i>	<i>%</i>	<i>%</i>	<i>%</i>
Basis for Evaluation							
No Answer	25	3.9	-	16.0	16.0	28.0	40.0
Direct Professional Experience	372	4.2	1.9	3.2	12.1	37.4	45.4
Professional Reputation	28	4.4	-	-	14.3	35.7	50.0
Social Contacts	1	5.0	-	-	-	-	100.0
Type of Practice							
No Answer	12	4.3	8.3	-	8.3	25.0	58.3
Solo	80	4.2	-	5.0	12.5	41.3	41.3
2 – 5 Attorneys	96	4.1	4.2	1.0	14.6	36.5	43.8
6+ Attorneys	84	4.3	1.2	2.4	9.5	42.9	44.0
Corporate	6	4.2	16.7	-	-	16.7	66.7
Judge or Judicial Officer	27	4.3	-	3.7	14.8	33.3	48.1
Government	57	4.2	-	7.0	12.3	35.1	45.6
Public Service	8	4.6	-	-	12.5	12.5	75.0
Other	2	4.5	-	-	-	50.0	50.0
Years of Experience							
No Answer	13	4.3	7.7	-	-	38.5	53.8
5 Years or fewer	29	4.4	3.4	-	3.4	34.5	58.6
6 – 10 Years	42	4.2	-	2.4	14.3	45.2	38.1
11 – 15 Years	43	4.2	2.3	2.3	9.3	44.2	41.9
16 – 20 Years	77	4.3	2.6	3.9	9.1	32.5	51.9
21 Years or more	168	4.1	1.2	4.2	16.1	36.3	42.3
Gender							
No Answer	10	4.3	10.0	-	-	30.0	60.0
Male	253	4.2	2.4	3.2	13.4	37.9	43.1
Female	109	4.3	-	3.7	10.1	36.7	49.5
Cases Handled							
No Answer	13	4.3	7.7	-	-	38.5	53.8
Prosecution	7	3.7	-	14.3	28.6	28.6	28.6
Criminal	15	4.3	-	6.7	6.7	33.3	53.3
Criminal and Civil	69	4.2	1.4	2.9	14.5	36.2	44.9
Civil	261	4.2	1.9	3.1	12.3	38.3	44.4
Other	7	4.7	-	-	-	28.6	71.4
Location of Practice							
No Answer	12	4.3	8.3	-	8.3	25.0	58.3
First District	12	4.2	-	8.3	16.7	25.0	50.0
Second District	3	5.0	-	-	-	-	100.0
Third District	334	4.2	1.8	3.3	11.7	38.9	44.3
Fourth District	8	4.1	-	-	25.0	37.5	37.5
Outside Alaska	3	4.3	-	-	33.3	-	66.7
Amount of Experience							
No Answer	60	4.3	3.3	1.7	10.0	28.3	56.7
Substantial	171	4.2	2.9	2.3	14.0	29.2	51.5
Moderate	75	4.2	-	2.7	14.7	46.7	36.0
Limited	66	4.1	-	7.6	6.1	56.1	30.3

G. SUPERIOR COURT JUDGE MARK RINDNER

2. PEACE AND PROBATION OFFICERS

Demographic Description of all Peace and Probation Officer Respondents (N=10)

a. <u>Type of Work:</u>	State Law Enforcement Officer	30.0%
	Municipal/Borough Law Enforcement Officer	20.0%
	Village Public Safety Officer	10.0%
	Probation-Patrol Officer	40.0%
	Other	0.0%
	No Answer	0.0%
b. <u>Years of Experience:</u>	5 Years or fewer	40.0%
	6-10 Years	30.0%
	11-15 Years	20.0%
	16-20 Years	0.0%
	21 Years or more	10.0%
	No Answer	0.0%
c. <u>Gender:</u>	Male	70.0%
	Female	30.0%
	No Answer	0.0%
d. <u>Location of Work:</u>	First District	0.0%
	Second District	20.0%
	Third District	80.0%
	Fourth District	0.0%
	Outside Alaska	0.0%
	No Answer	0.0%
e. <u>Community Population:</u>	Under 2,000	10.0%
	Between 2,000 and 35,000	40.0%
	35,000 or over	50.0%
	No Answer	0.0%

Summary of Findings:

Judge Mark Rindner was evaluated by 7 Peace and Probation Officers who reported having direct professional experience with this judge. Of these 7 respondents, 0 (0.0%) had substantial and recent experience, 1 (14.3%) had moderate experience, 6 (85.7%) had limited experience, and 0 (0.0%) did not indicate level of experience. The mean score on the overall evaluation item was 4.3. The highest mean scores were obtained on *ability to control courtroom* (4.6) and *consideration of all relevant factors in sentencing* (4.6). The lowest mean score was obtained on *willingness to work diligently; preparation for hearings* (3.8). Details are presented in the two tables that follow.

**Evaluation of Superior Court Judge Mark Rindner:
Peace and Probation Officers**

	<i>Poor</i>		<i>Deficient</i>		<i>Acceptable</i>		<i>Good</i>		<i>Excellent</i>		<i>Mean</i>
	<i>Num</i>	<i>%</i>	<i>Num</i>	<i>%</i>	<i>Num</i>	<i>%</i>	<i>Num</i>	<i>%</i>	<i>Num</i>	<i>%</i>	
Impartiality											
Equal treatment of all parties	-	-	-	-	-	-	3	50.0	3	50.0	4.5
Sense of basic fairness and justice	-	-	-	-	-	-	3	50.0	3	50.0	4.5
Integrity											
Conduct free from impropriety or appearance of impropriety	-	-	-	-	-	-	3	50.0	3	50.0	4.5
Makes decisions without regard to possible public criticism	-	-	-	-	1	16.7	3	50.0	2	33.3	4.2
Judicial Temperament											
Courtesy, freedom from arrogance	-	-	-	-	-	-	3	50.0	3	50.0	4.5
Human understanding and compassion	-	-	-	-	-	-	3	50.0	3	50.0	4.5
Diligence											
Reasonable promptness in making decisions	-	-	1	20.0	-	-	2	40.0	2	40.0	4.0
Willingness to work diligently; preparation for hearings	-	-	1	20.0	1	20.0	1	20.0	2	40.0	3.8
Special Skills											
Ability to control courtroom	-	-	-	-	-	-	2	40.0	3	60.0	4.6
Consideration of all relevant factors in sentencing	-	-	-	-	-	-	2	40.0	3	60.0	4.6
Talent and ability for cases involving children and families	-	-	-	-	-	-	2	50.0	2	50.0	4.5
Overall Evaluation											
Overall evaluation of judge	-	-	-	-	1	16.7	2	33.3	3	50.0	4.3

NOTE: Results are based on respondents who reported having direct professional experience with this judge.

**Ratings on the “Overall Evaluation” Item for Superior Court Judge Mark Rindner:
Peace and Probation Officers**

	<i>Total</i>		<i>Poor</i>	<i>Deficient</i>	<i>Acceptable</i>	<i>Good</i>	<i>Excellent</i>
<i>Demographics</i>	<i>n</i>	<i>Mean</i>	<i>%</i>	<i>%</i>	<i>%</i>	<i>%</i>	<i>%</i>
Basis for Evaluation							
No Answer	4	3.0	-	-	100.0	-	-
Direct Professional Experience	6	4.3	-	-	16.7	33.3	50.0
Professional Reputation	3	4.0	-	-	-	100.0	-
Social Contacts	-	-	-	-	-	-	-
Type of Work							
No Answer	-	-	-	-	-	-	-
State Officer	2	4.5	-	-	-	50.0	50.0
Municipal/Borough	1	3.0	-	-	100.0	-	-
Village Public Safety Officer	-	-	-	-	-	-	-
Probation/Parole Officer	3	4.7	-	-	-	33.3	66.7
Other	-	-	-	-	-	-	-
Years of Experience							
No Answer	-	-	-	-	-	-	-
5 Years or fewer	2	4.5	-	-	-	50.0	50.0
6 – 10 Years	2	4.5	-	-	-	50.0	50.0
11 – 15 Years	1	3.0	-	-	100.0	-	-
16 – 20 Years	-	-	-	-	-	-	-
21 Years or more	1	5.0	-	-	-	-	100.0
Gender							
No Answer	-	-	-	-	-	-	-
Male	3	4.7	-	-	-	33.3	66.7
Female	3	4.0	-	-	33.3	33.3	33.3
Location of Work							
No Answer	-	-	-	-	-	-	-
First District	-	-	-	-	-	-	-
Second District	1	3.0	-	-	100.0	-	-
Third District	5	4.6	-	-	-	40.0	60.0
Fourth District	-	-	-	-	-	-	-
Outside Alaska	-	-	-	-	-	-	-
Population in Community							
No Answer	-	-	-	-	-	-	-
Under 2,000	-	-	-	-	-	-	-
2,000-35,000	3	4.0	-	-	33.3	33.3	33.3
Over 35,000	3	4.7	-	-	-	33.3	66.7
Amount of Experience							
No Answer	-	-	-	-	-	-	-
Substantial	-	-	-	-	-	-	-
Moderate	1	5.0	-	-	-	-	100.0
Limited	5	4.2	-	-	20.0	40.0	40.0

G. SUPERIOR COURT JUDGE MARK RINDNER

3. SOCIAL WORKERS/GUARDIANS AD LITEM/CASA VOLUNTEERS

Demographic Description of all Social Workers/GAL/CASA Respondents (N=13)

a.	<u>Type of Work:</u>	Social Worker	42.9%
		Guardian ad Litem	14.3%
		CASA Volunteer	35.7%
		Other	7.1%
		No Answer	0.0%
b.	<u>Years of Experience:</u>	5 Years or fewer	50.0%
		6-10 Years	14.3%
		11-15 Years	14.3%
		16-20 Years	21.4%
		21 Years or more	0.0%
		No Answer	
c.	<u>Gender:</u>	Male	7.1%
		Female	92.9%
		No Answer	0.0%
d.	<u>Location of Work:</u>	First District	0.0%
		Second District	0.0%
		Third District	100.0%
		Fourth District	0.0%
		Outside Alaska	0.0%
		No Answer	0.0%
e.	<u>Community Population:</u>	Under 2,000	0.0%
		Between 2,000 and 35,000	0.0%
		35,000 or over	92.9%
		No Answer	7.1%

Summary of Findings:

Judge Mark Rindner was evaluated by a total of 12 Social Workers, Guardians ad Litem, and CASA volunteers who reported having direct professional experience with this judge. Of these 12 respondents, 8 (66.7%) had substantial and recent experience, 1 (8.3%) had moderate experience, 1 (8.3%) had limited experience, and 2 (16.7%) did not indicate level of experience. The mean score on the overall evaluation item was 4.3. The highest mean score was obtained on *conduct free from impropriety or appearance of impropriety* (4.5). The lowest mean score was obtained on *settlement skills* (4.1). Details are presented in the two tables that follow.

**Evaluation of Superior Court Judge Mark Rindner:
Social Workers/Guardians ad Litem/CASA Volunteers**

	<i>Poor</i>		<i>Deficient</i>		<i>Acceptable</i>		<i>Good</i>		<i>Excellent</i>		<i>Mean</i>
	<i>Num</i>	<i>%</i>	<i>Num</i>	<i>%</i>	<i>Num</i>	<i>%</i>	<i>Num</i>	<i>%</i>	<i>Num</i>	<i>%</i>	
Impartiality											
Equal treatment of all parties	-	-	-	-	3	25.0	2	16.7	7	58.3	4.3
Sense of basic fairness and justice	-	-	-	-	3	25.0	1	8.3	8	66.7	4.4
Integrity											
Conduct free from impropriety or appearance of impropriety	-	-	-	-	2	16.7	2	16.7	8	66.7	4.5
Judicial Temperament											
Courtesy, freedom from arrogance	-	-	1	8.3	2	16.7	1	8.3	8	66.7	4.3
Human understanding and compassion	-	-	-	-	3	25.0	1	8.3	8	66.7	4.4
Diligence											
Reasonable promptness in making decisions	-	-	1	9.1	2	18.2	2	18.2	6	54.5	4.2
Willingness to work diligently; preparation for hearings	-	-	-	-	3	27.3	1	9.1	7	63.6	4.4
Special Skills											
Ability to control courtroom	-	-	-	-	3	25.0	1	8.3	8	66.7	4.4
Settlement skills	-	-	2	18.2	1	9.1	2	18.2	6	54.5	4.1
Talent and ability for cases involving children and families	-	-	1	8.3	1	8.3	2	16.7	8	66.7	4.4
Overall Evaluation											
Overall evaluation of judge	-	-	1	8.3	2	16.7	1	8.3	8	66.7	4.3

NOTE: Results are based on respondents who reported having direct professional experience with this judge.

**Ratings on the “Overall Evaluation” Item for Superior Court Judge Mark Rindner:
Social Workers/Guardians ad Litem/CASA Volunteers**

<i>Demographics</i>	<i>Total</i>		<i>Poor</i>	<i>Deficient</i>	<i>Acceptable</i>	<i>Good</i>	<i>Excellent</i>
	<i>n</i>	<i>Mean</i>	<i>%</i>	<i>%</i>	<i>%</i>	<i>%</i>	<i>%</i>
Basis for Evaluation							
No Answer	1	4.0	-	-	-	100.0	-
Direct Professional Experience	12	4.3	-	8.3	16.7	8.3	66.7
Professional Reputation	2	4.0	-	-	-	100.0	-
Social Contacts	-	-	-	-	-	-	-
Type of Work							
No Answer	-	-	-	-	-	-	-
Social Worker	5	4.4	-	-	20.0	20.0	60.0
Guardian ad Litem	2	3.5	-	50.0	-	-	50.0
CASA Volunteer	5	4.6	-	-	20.0	-	80.0
Other	-	-	-	-	-	-	-
Years of Experience							
No Answer	-	-	-	-	-	-	-
5 Years or fewer	7	4.3	-	-	28.6	14.3	57.1
6 – 10 Years	2	5.0	-	-	-	-	100.0
11 – 15 Years	1	5.0	-	-	-	-	100.0
16 – 20 Years	2	3.5	-	50.0	-	-	50.0
21 Years or more	-	-	-	-	-	-	-
Gender							
No Answer	-	-	-	-	-	-	-
Male	1	5.0	-	-	-	-	100.0
Female	11	4.3	-	9.1	18.2	9.1	63.6
Location of Work							
No Answer	-	-	-	-	-	-	-
First District	-	-	-	-	-	-	-
Second District	-	-	-	-	-	-	-
Third District	12	4.3	-	8.3	16.7	8.3	66.7
Fourth District	-	-	-	-	-	-	-
Outside Alaska	-	-	-	-	-	-	-
Population of Community							
No Answer	-	-	-	-	-	-	-
Under 2,000	-	-	-	-	-	-	-
2,000-35,000	-	-	-	-	-	-	-
Over 35,000	12	4.3	-	8.3	16.7	8.3	66.7
Amount of Experience							
No Answer	2	4.0	-	-	50.0	-	50.0
Substantial	8	4.5	-	12.5	-	12.5	75.0
Moderate	1	3.0	-	-	100.0	-	-
Limited	1	5.0	-	-	-	-	100.0

**Table 11:
Juror Survey Results for Mark Rindner
2004 Alaska Judicial Council Retention Juror Survey**

Question	Excellent % (n)	Good % (n)	Acceptable % (n)	Deficient % (n)	Unacceptable % (n)	Mean	Total returned = 75
Was the judge fair and impartial to all sides in the case?	87% 65	13% 10	0% 0	0% 0	0% 0	4.9	75
Was the judge respectful and courteous?	89% 66	10% 7	1% 1	0% 0	0% 0	4.9	74
Was the judge attentive during proceedings?	73% 55	21% 16	4% 3	1% 1	0% 0	4.7	75
Did the judge exercise appropriate control over the proceedings?	85% 63	12% 9	3% 2	0% 0	0% 0	4.8	74
How would you evaluate the judge's intelligence and skill as a judge?	85% 62	15% 11	0% 0	0% 0	0% 0	4.9	73
How would you evaluate the judge overall?	87% 64	12% 9	1% 1	0% 0	0% 0	4.9	74

**Table 10: Court Employee Survey Results for Mark Rindner
2004 Alaska Judicial Council Retention Court Employee Survey**

Question	Excellent % (n)	Good % (n)	Acceptable % (n)	Deficient % (n)	Poor % (n)	Mean	Total returned = 60
Does this judge treat court staff with respect?	43% 26	25% 15	17% 10	12% 7	3% 2	3.9	60
Does this judge treat other people with respect?	43% 23	40% 21	8% 4	8% 4	2% 1	4.2	53
Does this judge manage the caseload and staff capably and effectively?	56% 23	15% 6	24% 10	5% 2	0% 0	4.2	41
Does this judge work diligently and act promptly on matters that need attention?	58% 25	21% 9	16% 7	5% 2	0% 0	4.3	43
Does this judge act with integrity?	57% 29	22% 11	20% 10	2% 1	0% 0	4.3	51
Does this judge act with fairness and impartiality?	55% 26	30% 14	15% 7	0% 0	0% 0	4.4	47
Does this judge have the ability to control the courtroom?	61% 26	26% 11	12% 5	2% 1	0% 0	4.4	43
Overall evaluation of the judge's performance.	55% 29	30% 16	11% 6	4% 2	0% 0	4.4	53



alaska judicial council

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MEMORANDUM

TO: Judicial Council Members
FROM: Staff
DATE: April 22, 2004
RE: Comparison of Previous Survey Results - Mark Rindner

Judge Rindner is standing for retention in 2004. The table on the following page compares retention survey scores for Judge Rindner.

This is Judge Rindner's first time to stand for retention. He was evaluated with the other non-retention judges in 2002.

Judge Rindner applied for and was appointed to the Anchorage Superior Court in 2000.

Judge Mark Rindner Appointed to Anchorage Superior Court 10/20/00				
	2004 Retention		2002 Retention Preview	
	Bar	PPO	Bar	PPO
Legal Ability	4.3	—	4.5	—
Impartiality	4.2	4.5	4.4	4.3
Integrity	4.4	4.4	4.5	4.3
Judicial Temperament	4.1	4.5	4.4	4.3
Diligence	4.3	3.9	4.5	4.3
Special Skills	4.2	4.6	—	—
Overall Performance	4.2	4.3	4.5	4.3